

DOCKET # 1358



Please DATE and RETURN acknowledging receipt of

In re Application: Chiu, et al.

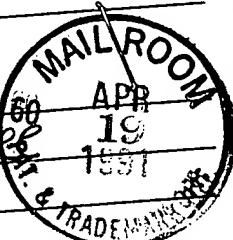
Serial No.: 07/525 943

Filed: May 17, 1990

For: Bulking Agents and Processes for  
Preparing Them from Food Gums

Enclosed are:

Amendment; Statement of Facts;  
Declaration and Assent of Assignee



NO

NATIONAL STARCH AND CHEMICAL COMPANY - PATENT DEPARTMENT

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Correct inventorship - \$120.00

NATIONAL STARCH AND CHEMICAL COMPANY - PATENT DEPARTMENT

PATENT #1358

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Chiu, et al.

Serial No.: 07/525,943

Group Art Unit: 132

Filed: May 17, 1990

Examiner: J. Golian

For: BULKING AGENTS AND PROCESSES FOR  
PREPARING THEM FROM FOOD GUMS

ASSENT OF ASSIGNEE TO ADDITION TO ORIGINAL NAMED INVENTOR(S)

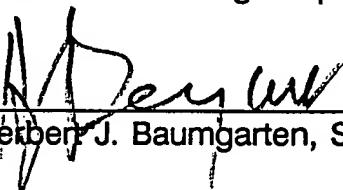
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

The assignee herein is National Starch and Chemical Investment Holding Corporation, 501 Silverside Road Wilmington, Delaware 19809.

An assignment by the originally named inventors (copy enclosed) was recorded on June 5, 1990, Reel 5314, Frame 797 in the U.S. Patent and Trademark Office.

Assignee hereby assents to the correction of inventorship filed herewith to add Roger Jeffcoat as a joint inventor.

National Starch and Chemical  
Investment Holding Corporation

by: 

Herbert J. Baumgarten, Secretary

I HEREBY CERTIFY THAT THIS CORRESPONDENCE  
IS BEING DEPOSITED WITH THE UNITED STATES  
POSTAL SERVICE AS FIRST CLASS MAIL IN AN  
ENVELOPE ADDRESSED TO: COMMISSIONER OF  
PATENTS AND TRADEMARKS, WASHINGTON, D. C.  
20231 ON April 17, 1991  
BY Mary E. Parker

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

BULKING AGENTS AND PROCESSES FOR PREPARING THEM FROM FOOD GUMS

, the specification of which

(check one)  is attached hereto was filed on May 17, 1990

as

Application Serial No. 07/525,943

and was amended on

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## Prior Foreign Application(s)

## Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Edwin M. Szala, Reg. No. 24,610

Mary E. Porter Reg. No. 33,440

Address all telephone calls to Mary E. Porter at telephone no. 908-685-5127Address all correspondence to Edwin M. Szala

National Starch and Chemical Company

Box 6500

Bridgewater, New Jersey 08807

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor

CHUNG-WATCHIU

Inventor's Signature Chung-watchiuDate April 15, 1991

Residence

305 Woods End Road, Westfield, New Jersey 07090

Citizenship Hong Kong

Post Office Address

305 Woods End Road

Westfield, New Jersey 07090

Full name of second joint inventor, if any

MATTHEW J. HENLEY

Second Inventor's Signature Matthew J. HenleyDate 5/16/91

Residence

253 Luton Way, Somerset New Jersey 08873

Citizenship U.S.A.

Post Office Address

253 Luton Way

Somerset, New Jersey 08873

Full name of third joint inventor JAMES P. ZALLIE  
Third Inventor's Signature James Zallie Date April 15th, 1991  
Residence 508 Colombia Commons, Hillsborough, New Jersey 08876 Citizenship U.S.A.  
Post Office Address 508 Colombia Commons  
Hillsborough, New Jersey 08876

Full name of fourth joint inventor ROGER JEFFCOAT  
Fourth Inventor's Signature Roger Jeffcoat Date Apr. 15th 1991  
Residence 847 Dow Road, Bridgewater, New Jersey 08807 Citizenship United Kingdom  
Post Office Address 847 Dow Road  
Bridgewater, New Jersey 08807

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20231, ON April 17, 1991  
BY Mary E. Porter

PATENT #1358

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of

Chiu, et al.

Serial No.: 07/525,943

Group Art Unit: 132

Filed: May 17, 1990

Examiner: J. Golian

For: **BULKING AGENTS AND PROCESSES FOR  
PREPARING THEM FROM FOOD GUMS**

**ASSENT OF ASSIGNEE TO ADDITION TO ORIGINAL NAMED INVENTOR(S)**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

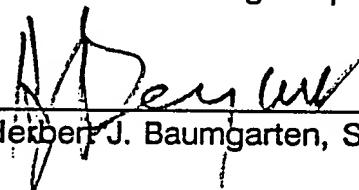
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Assignee hereby assents to the correction of inventorship filed herewith to add Roger Jeffcoat as a joint inventor.

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by:

  
Herbert J. Baumgarten, Secretary

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BY <u>Mary E. Porter</u>	

PATENT #1358  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of :  
Chiu, et al. :  
Serial No.: 07/525,943 :  
Filed: May 17, 1990 :  
For: BULKING AGENTS AND PROCESSES FOR  
PREPARING THEM FROM FOOD GUMS :  
Group Art Unit: 132  
Examiner: J. Golian

STATEMENT OF FACTS IN SUPPORT OF AMENDMENT AND PETITION PURSUANT  
TO 37 CFR 1.48(a) TO ADD TO ORIGINAL NAMED INVENTORS

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

The undersigned, joint inventors of the subject matter which is claimed in the above-captioned patent application, hereby declare the following statement of facts:

1. Without any deceptive intention of the part of the actual inventors, the above-captioned application was originally filed with a declaration naming Chung-Wai Chiu, Matthew J. Henley and James P. Zallie as the joint inventors of the subject matter claimed therein.
2. Approximately two months before the application was filed, it was suggested that Roger Jeffcoat may have made a contribution to the invention. However, upon review of the suggestion at that time by Applicants' Attorney it was determined that Roger Jeffcoat was not an inventor.
3. The originally named inventors executed the Declaration in the belief that they were named correctly as the joint inventors of the invention claimed in the above-captioned patent application.
4. In March and April, 1991 while reviewing the patent application for foreign filing and while preparing a response to the first office action herein, the suggested contribution of Roger Jeffcoat was reviewed again.
5. In a meeting on April 8, 1991, between Applicants' Attorney, Chung-Wai Chiu, Matthew J. Henley and Roger Jeffcoat, it was determined that Roger Jeffcoat had made a contribution to the portion of the invention relating to a process for preparing the bulking

agents. (Claims 12-18 herein).

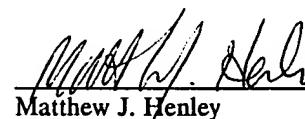
6. It was first discovered at the April 8, 1991, meeting that an error had been made in omitting Roger Jeffcoat as a co-inventor.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-captioned application or any patent issued thereon.

FIRST INVENTOR

 April 15, 1991  
Chung-Wai Chiu

SECOND INVENTOR

 April 16, 1991  
Matthew J. Henley

THIRD INVENTOR

 April 15, 1991  
James P. Zallie

FOURTH INVENTOR

 April 15, 1991  
Roger Jeffcoat

National Starch and Chemical Company  
P.O. Box 6500  
Bridgewater, New Jersey 08807

April 16, 1991

I HEREBY CERTIFY THAT THIS CORRESPONDENCE  
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20231, ON April 17, 1991  
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PATENT #1358

**In Re Patent Application of**

Chiu, et al.

Serial No.: 07/525,943

## Group Art Unit: 132

Filed: May 17, 1990

Examiner: J. Golian

For: **BULKING AGENTS AND PROCESSES FOR  
PREPARING THEM FROM FOOD GUMS**

**AMENDMENT, PETITION AND FEE TO CORRECT AND/OR ADD TO ORIGINAL  
NAMED INVENTOR(S) (37 C.F.R. 1.48(a) and/or (c))**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**1. This amendment and petition is to:**

- ☒ correct the incorrect original naming of inventor(s) under 37 CFR 1.48(a)
- ☐ add inventor(s) for subject matter disclosed in the application but previously unclaimed under 37 CFR 1.48(c)

**2. Addition and/or Declaration of Inventor(s)**

- add the following previously unnamed person(s) as inventor(s) of Claims 12-18 of this application:

Roger Jeffcoat

847 Dow Road

Bridgewater, New Jersey 08807

- delete the following previously incorrectly named inventor(s):

### 3. Attachments

Attached is

- (a) a statement of facts verified by the original named inventor(s) establishing when the error without deceptive intention was discovered and how it occurred and/or when the claims to the previously disclosed unclaimed subject by the inventor(s) not named in the application were added and the diligence with which this petition and amendment is being made with respect to these facts.
- (b) a declaration by each of the actual inventor(s) as required by 37 CFR 1.63.
- (c) written assent of the assignee.

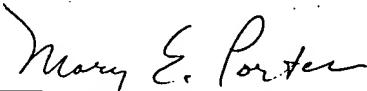
4. **Fee Payment**

The fee required by 37 CFR 1.17(h) is paid as follows:

- enclosed is a check for \$120.00
- charge Account \_\_\_\_\_ for any fee deficiency.
- charge Account #14-0455 the sum of \$120.00.

5. **Remarks**

The added inventor is an inventor with respect to process claims, Claims 12-18, which were not elected following a restriction requirement. Therefore, the inventorship of all claims elected, with traverse, for examination herein (Claim 1-8, 11 and 19-26) will not be altered by this Amendment and Petition.



Mary E. Porter, Reg. No. 33,440  
Attorney for Applicants  
Tel. No. 908-685-5127

National Starch and Chemical Company  
P.O. Box 6500  
Bridgewater, New Jersey 08807

April 16, 1991

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